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Attorneys for Defendants, Police Director (improperly pled as "Chief of Police"), City of New Brunswick, City of New Brunswick Police Department and Sergeant William Oels, Jr.

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
NEWARK, NEW JERSEY

Plaintiffs,

BASSEM KANDIL and FLORA KANDIL,
his wife

vs.

Defendants,

POLICE OFFICER GARY YURKOVIC,
POLICE OFFICER ANTHONY MARK
ABODE, POLICE OFFICER WILLIAM C.
OELS, III, SERGEANT WILLIAM OELS,
CHIEF OF POLICE, CITY OF NEW
BRUNSWICK, CITY OF NEW
BRUNSWICK POLICE DEPARTMENT,
ET. ALS.

The Honorable Joseph A. Greenaway, Jr.,
U.S.D.J.

CIVIL ACTION NO. 06CV4701 (JAG)

**NOTICE OF MOTION FOR SUMMARY
JUDGMENT**

ELECTRONICALLY FILED

TO: Robert D. Kobin, Esq.
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and Flora Kandil

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Attorney(s) for Defendant Officer William C. Oels, III

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Personal Counsel for William Oels, Jr. and Sr.
and Gary Yurkovic

SIRS:

PLEASE TAKE NOTICE that the undersigned attorneys for Defendants, Police Director (improperly pled as "Chief of Police"), City of New Brunswick, City of New Brunswick Police Department, and Sergeant William Oels, Jr., will apply to the above-named Court at the United States District Courthouse, Newark, New Jersey, on October 19, 2009 at 9:00 a.m., or as soon thereafter as counsel may be heard, for an Order granting Summary Judgment.

PLEASE TAKE FURTHER NOTICE that in support of this motion, the undersigned will rely upon the enclosed Certification of Susan K. O'Connor and Certification of Service.

PLEASE TAKE FURTHER NOTICE that in accordance with L. Civ. R. 7.1(d)(4) no Brief is necessary in support of the Defendants, Police Director (improperly pled as "Chief of Police"), City of New Brunswick, Sergeant Williams Oels, Jr., and City of New Brunswick Police Department's Notice of Motion for Summary Judgment as these defendants rely upon the Procedural History, Statement of Material Facts, Joint Brief, Affidavit of Julia McClure

and Certification of William T. Connell, Esq., and the Exhibits attached to the Certification submitted by William T. Connell, Esq., in support of the Notice of Motion for Summary Judgment on filed on behalf of Defendant, Gary Yurkovic.

PLEASE TAKE FURTHER NOTICE that in accordance with Rule 12 C of the General Rules of this court, a proposed Order is annexed hereto.

Oral argument is requested on the within motion.

HOAGLAND, LONGO, MORAN,
DUNST & DOUKAS, LLP
Attorneys for Defendant,
Police Director (improperly pled as "Chief of
Police"), City of New Brunswick, City of New
Brunswick Police Department and Sergeant
William Oels, Jr.

/s/ Susan K. O'Connor
By: _____
SUSAN K. O'CONNOR

Dated: August 31, 2009